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7 UNITED STATES DISTRICT COURT  
8 WESTERN DISTRICT OF WASHINGTON  
9 AT SEATTLE

10 UNITED STATES OF AMERICA,

11 Plaintiff,

12 v.

13 SABIR SHABAZZ,

14 Defendant.

CASE NO. CR12-0033JLR

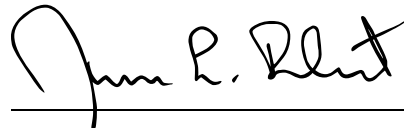
ORDER

15 Before the court is Defendant Sabir Shabazz's motion to direct the Clerk to  
16 provide his sentencing transcript to the Bureau of Prisons. (Mot. (Dkt. # 175).) Mr.  
17 Shabazz is represented by counsel. (*See* Dkt.) As such, Mr. Shabazz may not file a *pro*  
18 *se* motion unless he complies with the requirements of Local Civil Rule 83.2(b)(5). *See*  
19 Local Rules W.D. Wash. LCrR 1(a) (adopting Local Civil Rule 83.2(b) for criminal  
20 proceedings); Local Rules W.D. Wash. LCR 83.2(b)(5) (requiring a represented party  
21 that seeks to appear or act *pro se* to "request[] by motion to proceed on his or her own  
22 behalf, certif[y] in the motion that he or she has provided copies of the motion to his or

1 her current counsel and to the opposing party, and [receive from the court] an order of  
2 substitution by the court terminating the party's attorney"); *see also United States v.*  
3 *Halbert*, 640 F.2d 1000, 1009 (9th Cir. 1981) ("A criminal defendant does not have an  
4 absolute right to both self-representation and the assistance of counsel. . . . Whether to  
5 allow hybrid representation remains within the sound discretion of the trial judge.");  
6 *United States v. Durden*, 673 F. Supp. 308, 309 (N.D. Ind. 1987) (exercising the  
7 discretion to decline to consider a represented criminal defendant's *pro se* motion (citing  
8 *Halbert*, 640 F.2d at 1009)). The court directs Mr. Shabazz to contact his counsel to  
9 discuss his current situation and the relief he requests.

10 Because Mr. Shabazz improperly filed his motion *pro se*, the court STRIKES the  
11 motion to direct the Clerk to provide his sentencing transcript to the Bureau of Prisons  
12 (Dkt. # 175) from the docket.

13 Dated this 30th day of December, 2022.

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16 JAMES L. ROBART  
17 United States District Judge  
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